

Message Text

CONFIDENTIAL

PAGE 01 BONN 12879 01 OF 03 111220Z

43

ACTION EB-07

INFO OCT-01 EUR-12 ISO-00 CCO-00 CIAE-00 OTPE-00 FCC-01

INR-07 NSAE-00 OC-05 USIA-06 COME-00 BIB-01 OIC-02

SS-15 NSC-05 SP-02 L-03 H-02 PM-04 DODE-00 /073 W

----- 025672

R 111208Z AUG 75

FM AMEMBASSY BONN

TO SECSTATE WASHDC 2032

INFO USMISSION USBERLIN

AMEMBASSY BERLIN

AMEMBASSY LONDON

AMEMBASSY PARIS

AMEMBASSY MOSCOW

AMCONSUL MUNICH

C O N F I D E N T I A L SECTION 01 OF 03 BONN 12879

E.O. 11652: GDS

TAGS: ETEL, GW, WB, US, UK, FR

SUBJECT: OCTOBER ITU REGIONAL CONFERENCE: BERLIN

ASPECTS

REFS: (A) BONN 6311; (B) STATE 69941

FOLLOWING IS THE TEXT OF A PAPER DRAFTED BY THE
UK BONN GROUP REPRESENTATIVE, CONCERNING POSSIBLE
PROBLEMS IN CONNECTION WITH THE REPRESENTATION OF BERLIN
BY THE FRG AT THE OCTOBER ITU REGIONAL ADMINISTRATIVE
CONFERENCE IN GENEVA, INCLUDING THE QUESTION OF
PROVIDING AN ALLIED MANDATE TO THE FRG. A REPORT OF
THE INCONCLUSIVE AUGUST 8 TRIPARTITE DISCUSSION OF THE
PAPER FOLLOWS SEPTEL.

BEGIN TEXT.

1. A PAPER CIRCULATED BY THE GERMAN DELEGATION IN THE
BONN GROUP IN FEBRUARY DISCUSSED DIFFICULTIES EXPECTED
CONFIDENTIAL

CONFIDENTIAL

PAGE 02 BONN 12879 01 OF 03 111220Z

TO ARISE IN CONNECTION WITH THE NEXT SESSION OF THE

ITU REGIONAL ADMINISTRATIVE CONFERENCE IN OCTOBER.

BRIEFLY THE PAPER ENVISAGED THREE PROBLEM AREAS:

- A. WHETHER THE PRESENT NUMBER OF FREQUENCIES AND OUTPUT STRENGTHS OF THE COMMERCIAL TRANSMITTERS IN WEST BERLIN, INCLUDING THOSE OF THE ALLIES, CAN BE PRESERVED;
- B. DIFFICULTIES ARISING FROM THE REPRESENTATION OF BERLIN BY THE FEDERAL GERMAN DELEGATION;
- C. DIFFICULTIES ARISING FROM THE PRESENCE OF WEST BERLIN REPRESENTATIVES IN THE FEDERAL GERMAN DELEGATION.

2. ARISING FROM THE DISCUSSION OF THESE PROBLEMS THE PAPER POSED THREE QUESTIONS:

- A. SHOULD THE EXISTING FREQUENCIES FOR RIAS, AFN AND THE BBC BE REGISTERED BY THE FEDERAL GERMAN AUTHORITIES?
- B. WOULD THE THREE ALLIES PROVIDE A FORMAL STATEMENT THAT THE REPRESENTATION OF THE INTERESTS OF WEST BERLIN BY THE FRG AT THE SECOND SESSION IS IN ACCORDANCE WITH THE QUADRI-PARTITE AGREEMENT, AND THAT THE CONFERENCE DOES NOT AFFECT QUESTIONS OF THE SECURITY AND STATUS OF BERLIN?
- C. WOULD THE BRITISH AND AMERICAN GOVERNMENTS CONSIDER GIVING THE FEDERAL GERMAN DELEGATION A FORMAL MANDATE TO REPRESENT THE INTERESTS OF RIAS, AFN AND THE BBC?

THE QUESTION AT (A) ABOVE HAS ALREADY BEEN DEALT WITH. THIS PAPER CONSIDERS THE POSITION TO BE TAKEN BY THE ALLIES AND THE FRG AT THE CONFERENCE ON QUESTIONS B. AND C.

3. IT IS A FAIR ASSUMPTION THAT THE QUESTION OF BERLIN'S REPRESENTATION WILL BE CHALLENGED DURING THE COURSE OF THE CONFERENCE. THE EASTERN BLOC WILL PROBABLY REPEAT THE THEME PRESENTED AT THE PRELIMINARY REGIONAL CONFERENCE IN 1974 THAT QUESTIONS OF SECURITY AND STATUS ARE INEVITABLY RAISED BY THE WORK OF THE CONFIDENTIAL

CONFIDENTIAL

PAGE 03 BONN 12879 01 OF 03 111220Z

CONFERENCE, THEREFORE THE REPRESENTATION OF BERLIN BY THE FRG IS INCONSISTENT WITH THE QUADRIPARTITE AGREEMENT.

4. THE ALLIES CONSIDER THAT IT WOULD BE IMPRACTICABLE TO PROVIDE A FORMAL STATEMENT THAT THE REPRESENTATION OF THE INTERESTS OF WEST BERLIN BY THE FRG AT THE CONFERENCE WAS IN ACCORDANCE WITH THE QA BEFORE THEY

KNEW WHAT WAS LIKELY TO ARISE AT THE CONFERENCE. IF
THE FRG WERE TO BE CHALLENGED ON THIS POINT, THE
ALLIES WOULD SEE NO DIFFICULTY ABOUT
RESPONDING WITH AN APPROPRIATE STATEMENT, BASED ON BK/L
(68) 12, NOTING THAT THE ITU CONVENTION HAD BEEN

CONFIDENTIAL

NNN

CONFIDENTIAL

PAGE 01 BONN 12879 02 OF 03 111221Z

43

ACTION EB-07

INFO OCT-01 EUR-12 ISO-00 CCO-00 CIAE-00 OTPE-00 FCC-01

INR-07 NSAE-00 OC-05 USIA-06 COME-00 BIB-01 OIC-02

SS-15 NSC-05 SP-02 L-03 H-02 PM-04 DODE-00 /073 W

----- 025687

R 111208Z AUG 75

FM AMEMBASSY BONN

TO SECSTATE WASHDC 2033

INFO USMISSION USBERLIN

AMEMBASSY BERLIN

AMEMBASSY LONDON

AMEMBASSY PARIS

AMEMBASSY MOSCOW

AMCONSUL MUNICH

C O N F I D E N T I A L SECTION 02 OF 03 BONN 12879

EXTENDED TO WEST BERLIN IN ACCORDANCE WITH THE PROPER
PROCEDURE.

5. THE TERMS IN WHICH THE CHALLENGE WOULD BE MADE
PROBABLY RANGE BETWEEN TWO MODELS:

- A. THE EASTERN EUROPEANS WILL RAISE THEIR
ARGUMENTS FOR FORM'S SAKE AND NOT PUSH THEM TO
THE POINT WHERE THE SUCCESS OF THE CONFERENCE IS
THREATENED, OR
- B. THE EASTERN EUROPEANS WILL MAKE A MAJOR
POLITICAL EFFORT TO OBTAIN A FORMAL CONSENSUS FOR
A RULING THAT THE FRG MAY NOT REPRESENT BERLIN'S
INTERESTS IN THE FORUM AND THAT BERLIN DELEGATES

MAY NOT BE SEATED WITH THE FRG DELEGATION.

6. RESPONSES SHOULD BE CONDIGN, FALLING BETWEEN A SIMPLE REBUTTAL BY THE FRG DELEGATION IN RESPONSE TO (A) ABOVE AND A CONCERTED RESPONSE BY THE FRENCH, UK AND FRG DELEGATIONS IN RESPONSE TO (B) ABOVE. THIS LATTER RESPONSE COULD BE ON THE LINES THAT:
CONFIDENTIAL

CONFIDENTIAL

PAGE 02 BONN 12879 02 OF 03 111221Z

A. THE QUADRIPARTITE AGREEMENT SPECIFICALLY CONFIRMED THE ESTABLISHED PROCEDURES FOR ALLIED REVIEW ACCORDING TO WHICH ONLY THE ALLIED POWERS WERE COMPETENT TO DETERMINE WHETHER AND TO WHAT EXTENT SECURITY AND STATUS WERE INVOLVED IN A GIVEN MATTER;

B. THE ALLIED AUTHORITIES HAD DETERMINED THAT THE FRG COULD REPRESENT THE INTERESTS OF BERLIN AT THE CONFERENCE SUBJECT TO THE ESTABLISHED ALLIED RESERVATION, WHICH DATED TO THE FRG'S ACCESSION TO THE MONTREUX CONVENTION. THE PURPOSE OF THAT RESERVATION WAS TO ASSURE THAT THE FRG'S REPRESENTATION OF BERLIN'S INTERESTS WOULD BE CONFINED TO MATTERS NOT AFFECTING SECURITY AND STATUS,

C. THEREFORE THE ALLIED AUTHORITIES WOULD REVIEW THE DECISIONS OF THE CONFERENCE TO ASSURE THEMSELVES THAT THIS WAS THE CASE AND, SUBJECT TO THIS RESERVATION, THE FRG REPRESENTATION WAS FULLY CONSISTENT WITH THE QUADRIPARTITE AGREEMENT.

7. THE QUESTION OF A MANDATE TO THE FEDERAL GERMAN AUTHORITIES TO REPRESENT THE INTERESTS OF THE ALLIED STATIONS IN BERLIN IS SUBJECT TO THE SAME GENERAL CONSIDERATION AS AN ALLIED FORMAL STATEMENT THAT THE REPRESENTATION OF BERLIN BY THE FRG WAS CONSISTENT WITH THE QA: IT IS NOT PRACTICABLE TO DRAFT A MANDATE UNTIL IT CAN BE SEEN HOW A CHALLENGE TO THAT REPRESENTATION WILL BE FORMULATED. THE ALLIES ARE PREPARED TO MAKE A FORMAL ORAL REQUEST TO THE FEDERAL GERMAN AUTHORITIES TO REPRESENT THEIR BERLIN INTERESTS AT THE CONFERENCE. IF THAT POSITION IS CHALLENGED, THE FRENCH AND UK DELEGATIONS WILL CONSULT WITH THE US OBSERVER AND THE FRG DELEGATION ABOUT DRAFTING SUITABLE RESPONSES.

8. DEPENDING ON HOW THE WORK OF THE CONFERENCE DEVELOPS, THE FRENCH AND UK DELEGATIONS MAY FIND IT NECESSARY TO EXPRESS A FORMAL RESERVATION TO THE EFFECT THAT THEY MIGHT BE OBLIGED TO MODIFY THE DECISIONS OF THE CONFERENCE BECAUSE OF ALLIED RIGHTS AND

CONFIDENTIAL

CONFIDENTIAL

PAGE 03 BONN 12879 02 OF 03 111221Z

RESPONSIBILITIES RELATING TO COMMUNICATIONS, INCLUDING
TELECOMMUNICATIONS, TO AND FROM BERLIN. SUCHA

CONFIDENTIAL

NNN

CONFIDENTIAL

PAGE 01 BONN 12879 03 OF 03 111224Z

43

ACTION EB-07

INFO OCT-01 EUR-12 ISO-00 CCO-00 CIAE-00 OTPE-00 FCC-01

INR-07 NSAE-00 OC-05 USIA-06 COME-00 BIB-01 OIC-02

SS-15 NSC-05 SP-02 L-03 H-02 PM-04 DODE-00 /073 W

----- 025733

R 111208Z AUG 75

FM AMEMBASSY BONN

TO SECSTATE WASHDC 2034

INFO USMISSION USBERLIN

AMEMBASSY BERLIN

AMEMBASSY LONDON

AMEMBASSY PARIS

AMEMBASSY MOSCOW

AMCONSUL MUNICH

C O N F I D E N T I A L SECTION 03 OF 03 BONN 12879

RESERVATION MIGHT BE EXPRESSED IF THERE IS A CHALLENGE
TO THE REPRESENTATION BY THE FRG DELEGATION OF ALLIED
INTERESTS.

9. THE DECISIONS OF THE CONFERENCE ARE TAKEN BY
MAJORITY VOTE, NOT BY CONSENSUS. IT WILL THEREFORE
BE POSSIBLE FOR THE FRG DELEGATION TO ABSTAIN FROM
VOTING ON, OR TO VOTE AGAINST, MEASURES WHICH WOULD
AFFECT THE POSITION OF THE ALLIES IN BERLIN. THIS
WILL AVOID THE DANGER THAT A SUBSEQUENT ALLIED

RESERVATION OF ANY CONFERENCE DECISIONS WOULD APPEAR TO
REPUDIATE THE VOTING CONDUCT OF THE FRG DELEGATION.

10. THE QUESTION REMAINS OF WHAT ACTION SHOULD BE
TAKEN BY THE ALLIES AND THE FRG IF, IN SPITE OF THEIR
RESERVATIONS, THE CONFERENCE DECIDED TO RE-ALLOCATE
FREQUENCIES TO THE DETRIMENT OF ALLIED BROAD-
CASTING IN BERLIN (PARAGRAPH 1 (A) ABOVE). THIS
WOULD PROBABLY REQUIRE MORE EFFECTIVE ACTION THAN THE
MERE REGISTRATION OF AN AFFIRMATION THAT THE ALLIES
CONFIDENTIAL

CONFIDENTIAL

PAGE 02 BONN 12879 03 OF 03 111224Z

DID NOT RECOGNISE THAT PARTICULAR DECISION.
SUCH ACTION WOULD PROBABLY HAVE TO BE TAKEN OUTSIDE
THE CONTEXT OF THE CONFERENCE, AND THE AFFIRMATION OF
NON-ACCEPTANCE IS PROBABLY ABOUT AS FAR AS THE
DELEGATIONS COULD GO. WHAT HAPPENS THEREAFTER IS
OUTSIDE THE SCOPE OF THIS PAPER, BUT CAPITALS MAY
WISH TO CONSIDER THE IMPLICATIONS.
HILLENBRAND

CONFIDENTIAL

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: AGREEMENT DRAFT, MEETINGS, RADIO FREQUENCIES
Control Number: n/a
Copy: SINGLE
Draft Date: 11 AUG 1975
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: RowellE0
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1975BONN12879
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: GS
Errors: N/A
Film Number: D750276-0755
From: BONN
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1975/newtext/t19750862/aaaaccfs.tel
Line Count: 301
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION EB
Original Classification: CONFIDENTIAL
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 6
Previous Channel Indicators: n/a
Previous Classification: CONFIDENTIAL
Previous Handling Restrictions: n/a
Reference: 75 BONN 6311, 75 STATE 69941
Review Action: RELEASED, APPROVED
Review Authority: RowellE0
Review Comment: n/a
Review Content Flags:
Review Date: 21 MAY 2003
Review Event:
Review Exemptions: n/a
Review History: RELEASED <21 MAY 2003 by ShawDG>; APPROVED <03 OCT 2003 by RowellE0>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
06 JUL 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: OCTOBER ITU REGIONAL CONFERENCE: BERLIN ASPECTS
TAGS: ETEL, GE, WB, US, UK, FR, ITU
To: STATE
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 06 JUL 2006